United Nations A/64/L.60

General Assembly

Distr.: Limited
13 July 2010

Original: English

Sixty-fourth session
Agenda item 127
International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

Draft decision submitted by the President of the General Assembly

International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

The General Assembly, having considered the letter from the Secretary-General dated 2 June 2010,[1] transmitting a letter from the President of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994 dated 25 May 2010, and taking note of the letter from the President of the Security Council dated 29 June 2010,[2] transmitting the text of Council resolution 1932 (2010) of 29 June 2010,

(a) Reaffirms the necessity of trial of persons indicted by the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994, reiterates its call on all States, especially the States of the Great Lakes region, to intensify cooperation with and render all

[1] S/2010/289.
[2] A/64/862.

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necessary assistance to the Tribunal, and, in particular, calls upon relevant States to increase their efforts to bring Félicien Kabuga, Augustin Bizimana, Protais Mpiranya and other indictees of the Tribunal to justice;

(b) Notes the importance of the Tribunal being adequately staffed in order to complete its work expeditiously, calls upon the Secretariat and other relevant United Nations bodies to continue to work with the Registrar of the Tribunal to find practicable solutions to address the issue of staffing as the Tribunal approaches the completion of its work, and at the same time calls upon the Tribunal to renew its efforts to focus on its core functions;

(c) Decides to extend the terms of office of the following permanent judges at the Tribunal, who are members of the Appeals Chamber, until 31 December 2012 or until the completion of the cases to which they are assigned, if sooner:

Mehmet Güney (Turkey)

Andrésia Vaz (Senegal)

(d) Decides to extend the terms of office of the following permanent judges at the International Tribunal, who are members of the Trial Chambers, until 31 December 2011 or until the completion of the cases to which they are assigned, if sooner:

Charles Michael Dennis Byron (Saint Kitts and Nevis)

Khalida Rachid Khan (Pakistan)

Arlette Ramaroson (Madagascar)

William H. Sekule (United Republic of Tanzania)

Bakhtiyar Tuzmukhamedov (Russian Federation)

(e) Decides to extend the terms of office of the following ad litem judges at the Tribunal, who are members of the Trial Chambers, until 31 December 2011 or until the completion of the cases to which they are assigned, if sooner:

Aydin Sefa Akay (Turkey)

Florence Rita Arrey (Cameroon)

Solomy Balungi Bossa (Uganda)

Vagn Joensen (Denmark)

Gberdao Gustave Kam (Burkina Faso)

Lee Gacuiga Muthoga (Kenya)

Seon Ki Park (Republic of Korea)

Mparany Mamy Richard Rajohnson (Madagascar)

Emile Francis Short (Ghana)

(f) Decides to amend article 12 ter of the statute of the International Criminal Tribunal for Rwanda by the addition of a paragraph, as set out in the annex to the present decision;

(g) Urges the International Criminal Tribunal for Rwanda to complete its work expeditiously.

Annex

Article 12 ter
Election and appointment of ad litem judges

3. If there are no ad litem judges remaining on the roster or if no ad litem judge on the roster is available for appointment, and if it is not possible to assign a judge currently serving at the Tribunal, and all practical alternatives having been explored, the Secretary-General may, at the request of the President of the Tribunal, appoint a former permanent or ad litem judge of the Tribunal or of the International Tribunal for the Former Yugoslavia to serve as an ad litem judge in the Trial Chambers for one or more trials.